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**FAX FILING IN U.S. PATENT & TRADEMARK OFFICE**

 DATE: April 26, 2005

TIME: \_\_\_\_\_

|   |                        |                   |                 |
|---|------------------------|-------------------|-----------------|
| TO:   | Mail Stop Amendment    | FAX NO.:          | 1-703-872-9306  |
| FROM:   | Kenneth N. Nigon       | ADMIN. ASST.:     | Tonya M. Berger |
| APPLN. NO.:   | 09/819,509             | ATTY. DOCKET NO.: | MAT1-202US      |
| TITLE OF APPLN.: ARCHITECTURE FOR SECURE REMOTE ACCESS AND TRANSMISSION USING A GENERALIZED PASSWORD SCHEME WITH BIOMETRIC FEATURES |                        |                   |                 |
| FILING DATE:  | March 28, 2001         | ART UNIT:         | 2137            |
| FIRST INVENTOR:   | Mahfuzur Rahman et al. | CONF. NO.:        | 4790            |
| TITLE OF DOCUMENT (and List of Attachments): Transmittal and Response to Notice of Non-Compliant Amendment                          |                        |                   |                 |

 Total Number of Pages: 4 (including this form)

**COMMENTS**
**CONFIDENTIAL AND PRIVILEGED ATTORNEY/CLIENT INFORMATION**

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PTO/SB/Z1 (09-04) (AW 10/2004)

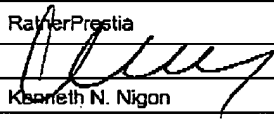
Approved for use through 7/31/2006, OMB 0651-0031

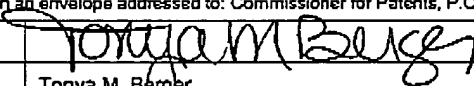
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|   |                      |                        |
|---|----------------------|------------------------|
| <b>TRANSMITTAL FORM</b><br>(to be used for all correspondence after initial filing) | Application Number   | 09/819,509             |
|   | Filing Date          | March 28, 2001         |
|   | First Named Inventor | Mahfuzur Rahman et al. |
|   | Art Unit             | 2137                   |
|   | Examiner Name        | Courtney D. Fields     |
|   | Attorney Docket No.  | MATI-202US             |
| Total Number of Pages in This Submission 3  |                      |                        |

| ENCLOSURES (Check all that apply)  |  |  |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/Declaration(s)<br><br><input type="checkbox"/> Extension of Time Request<br><br><input type="checkbox"/> Express Abandonment Request<br><br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input type="checkbox"/> Response to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Response to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation,<br>Change of Correspondence<br>Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication<br>to TC<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply<br>Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please<br>identify below): Response to<br>Notice of Non-Compliant<br>Amendment |
| Remarks:   |  |  |

| SIGNATURE OF APPLICANT, ATTORNEY OR AGENT |   |                  |        |
|---|---|------------------|--------|
| Firm Name                                 | RatnerPrestia   |                  |        |
| Signature                                 |  |                  |        |
| Printed Name                              | Kenneth N. Nigon  |                  |        |
| Date                                      | April 26, 2005  | Registration No. | 31,549 |

| CERTIFICATE OF TRANSMISSION / MAILING   |   |      |                |
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| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: |   |      |                |
| Signature   |  |      |                |
| Typed or Printed Name   | Tonya M. Berger   | Date | April 26, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

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Appln. No.: 09/819,509  
Amendment Dated April 26, 2005  
Reply to Office Action of April 19, 2005

**APR 26 2005**

MATI-202US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: 09/819,509  
Applicant: Mahfuzur Rahman et al.  
Filed: March 28, 2001  
Title: ARCHITECTURE FOR SECURE REMOTE ACCESS AND TRANSMISSION USING  
A GENERALIZED PASSWORD SCHEME WITH BIOMETRIC FEATURES  
TC/A.U.: 2137  
Examiner: Courtney D. Fields  
Confirmation No.: 4790  
Docket No.: MATI-202US

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the above-identified application, a Notice of Non-Compliant Amendment (mailed April 19, 2005) was received because the Request for Reconsideration filed on January 24, 2005, was determined to be not in compliance with the revised version of 37 C.F.R. § 1.121.

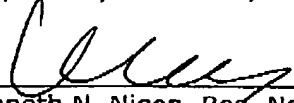
Applicants respectfully submit that this determination was made in error. The Request for Reconsideration did not amend the specification, drawings or claims. Instead, it antedated the Baird III reference, and, as required by MPEP § 201.15 submitted a copy of the priority application (U.S. provisional application no. 60/255,640) to prove that there was sufficient support for the claims under 35 U.S.C. § 112 in the priority application. The priority application was mishandled when it was received at the USPTO and erroneously entered as an amendment.

Appln. No.: 09/819,509  
Amendment Dated April 26, 2005  
Reply to Office Action of April 19, 2005

MATI-202US

In view of the foregoing remarks, Applicants request that the Examiner withdraw the Notice of Non-compliant Amendment and consider the remarks made in the previously submitted Request for Reconsideration.

Respectfully submitted,

  
\_\_\_\_\_  
Kenneth N. Nigon, Reg. No. 31,549  
Attorneys for Applicants

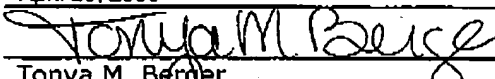
Dated: April 26, 2005

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The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (1-703-872-9306) on:

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Tonya M. Berger